# Case 3 73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 1 of 40 Attorney: Address: Phone Number: Fax Number: Janice Scandvett (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 2 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses	
or to the jurisdiction or venue of the Court except for objections based on a de	efect in the Notice in Lieu of
Summons or in the service of the Notice in Lieu of Summons.	
	/->

Date: 9-17-06

Rondal

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are

acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

#### Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in u of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

# :73=cv-00127-MMD-CSD Document 10 Filed <del>0</del>2/28/07 Page 3 of 40 Attorney: Address: Phone Number: б Fax Number: RONDAL R. SCANDrell (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

# Case 3:73=cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 4 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
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- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 5 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

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	5. I (or the entity on whose behalf I am acting) will retain a	all defens	es or o	bjectio	ns to the	lawsuit
or to	the jurisdiction or venue of the Court except for objections ba	ased on a	defect	in the 1	Notice in	Lieu of
Summ	nons or in the service of the Notice in Liest of Summons	1				

Date: 9/24/06

JANNA SCHROEDER

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

of

(Title)

(Corporate, Trust, Partnership or other entity)

#### Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 6 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

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- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 5ept 18, 2006

Experience Stafor Claume R. Shofer, trustoes

ESPERANZA SHAFER CLARENCE R. SHAFER
Printed/Typed Name

If you are acting on bchalf of any entity, identify that you are

acting as: TRUSTEES of

(Title)

SHAFER FAMILY TRUST U/d/t 4029085 (Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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1							
2	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA						
3	UNITED STATES OF AMERICA,	)					
4	Plaintiff,	)					
5	WALKER RIVER PAIUTE TRIBE,	) IN EQUITY NO. C-125					
6	Plaintiff-Intervenor,	SUBFILE NO. C-125-B					
7	vs.	)					
8 9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	) )					
10	NOTICE OF APPEARANCE AND IN	TENT TO PARTICIPATE					
11	I hereby enter my appearance in this su	h-proceeding in this case					
12							
13	2. I am filing this document with the District Court at the following address;  Chief Deputy Clerk United States District Court for the District of Nevada 400 South Virginia Street, Suite 301 Reno, Nevada 89501						
14							
15							
16	3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of						
17	Summons, I am mailing a copy of this document to:						
18	Susan L. Schneider Attorney for the United States of America						
19 20	Attorney for the United States of America United States Department of Justice Finding Programment & Natural Resources Division						
21	Environment & Natural Resources Division P.O. Box 756 Littleton, Colorado 80160						
22	4. I (or the entity on whose behalf I am act	ing) will retain all defenses or objections					
23	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect						
24	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.						
.25	5. If I (or the entity on whose behalf I am acti	ng) have retained an attorney to represent					
26	me in these proceedings. I identify that attorney below, along with his or her mailing address,						
27	telephone number, and facsimile number:						
28							

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 8 of 40

	11	
1	Attorney:	
2		
3	Address:	•
4		
5		
6	Phone Number:	
7	Fax Number:	
8		Clarence R. Shifn tuite
9		(Signature)
10		CLARENCE R. SHAFFR
11		ESPERANZA SHAFER
12		(Printed or typed Name)
13		SHAFER FAMILY TRUST
14		4/8/2 4029085
15		(Entity, if any, on whose
16		behalf you are appearing)
17		
18		(Address)
		775-463-1305
19		(Telephone number)
20		
21		
22		
23		

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed <del>0</del>2/28/07 Page 9 of 40

## WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

- TO: Susan L. Schneider, attorney for the United States of America
- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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Date: 9/20/06

Signature

Ne/L Shirk

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 10 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: 12-30-2006

3ignat<u>uré</u>

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are

acting as:

(Title)

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(Corporate, Trust, Partnership or other entity)

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed <del>0</del>2/28/07 Page 11 of 40

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Date: 12/25/06

Signature

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

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Date: 1-3-2007

ignature
IAMES M. SING

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

of

(Title)

(Corporate, Trust, Partnership or other entity)

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed-02/28/07 Page 13 of 40

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- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: Jan 3, 200)

Signature

Lea Sincle To N

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

## Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear he cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been rought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service if the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 14 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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	$5$ . I (or the $\epsilon$	entity on wh	ose behalf	I am ac	ting) will ret	ain all d	efenses	or obje	ections	to the	lawsui	t
or to t	ne jurisdiction	or venue o	f the Court	except	for objection	is based	on a de	efect in	the No	tice in	Lieu o	f
Summ	ons or in the	service of th	ie Notice ir	i Lieu o	f Summons.		7-		_			

Date: 9-19-06

ignature

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are

acting as: \_\_\_\_\_(Title)

(Corporate, Trust, Partnership or other entity)

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed-02/28/07 Page 15 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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Date: 9-9-06	Signature LORETTA. B. SMITH
	Printed/Typed Name
	If you are acting on behalf of any entity, identify that you are
	acting as: of
	(Title)
	(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 16 of 40

### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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Date 10-17-06

Signature

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are

acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

## Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 18 of 40

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Date: 9-13-06	Man S. Street Signature	
D	DAN S. Street	
	Printed/Typed Name	
	If you are acting on behalf of any entity, identify that y	ou are
	acting as:	of
	(Title)	
	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 19 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

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Date: Signature

Printed/Typed Name
If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 20 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

#### Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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Date: 9-15-06

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

#### Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3 73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 21 of 40

1								
2	IN THE UNITED STATES DI FOR THE DISTRICT O	STRICT COURT F NEVADA						
3	UNITED STATES OF AMERICA.							
. 4	Plaintiff,							
5	WALKER RIVER PAIUTE TRIBE,	IN EQUITY NO. C-125						
6	Plaintiff-Intervenor,	SUBFILE NO. C-125-B						
· 7	vs.							
8 9	WALKER RIVER IRRIGATION DISTRICT, ) a corporation, et al.,							
10	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE							
. 11.	I hereby enter my appearance in this sub-	-proceeding in this case.						
12	2. I am filing this document with the Distric	ct Court at the following address:						
13	Chief Deputy Clerk United States District Court for the							
15	District of Nevada 400 South Virginia Street, Suite 301 Reno, Nevada 89501							
16	3. In the envelope provided for return of m	y Waiver of Service of Notice in Lieu of						
17	Summons. I am mailing a copy of this document to:							
18	Susan L. Schneider Attorney for the United States of Americ							
29	United States Department of Justice Environment & Natural Resources Divis							
20	P.O. Box 756 Littleton, Colorado 80160	ion .						
21		ng) will retain all defences or objections						
22								
23	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect							
24	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.							
25	5. If I (or the entity on whose behalf I am actin							
26	me in these proceedings, I identify that attorney below,	along with his or her mailing address,						
27	telephone number, and facsimile number:							
28								

# Case 3:73\_cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 22 of 40 Attorney: Address: Phone Number: Fax Number: (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 23 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

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Date: 9-15-06	Signature Stage
<del></del>	PRONPED L. STURGEDA
	Printed/Typed Name
	If you are acting on behalf of any entity, identify that you are
	acting as: of
	(Title)
	(Corporate, Trust, Partnership or other entity)

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1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA. 4 Plaintiff. 5 IN EQUITY NO. C-125 WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, SUBFILE NO. C-125-B 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 I hereby enter my appearance in this sub-proceeding in this case. 1. 12 2. I am filing this document with the District Court at the following address: 13 Chief Deputy Clerk United States District Court for the 14 District of Nevada 400 South Virginia Street, Suite 301 15 Reno, Nevada 89501 16 In the envelope provided for return of my Waiver of Service of Notice in Lieu of 3. 17 Summons. I am mailing a copy of this document to: 13 Susan L. Schneider 19 Attorney for the United States of America United States Department of Justice Environment & Natural Resources Division 20 P.O. Box 756 21 Littleton, Colorado 80160 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections 22 23 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 25 5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent 26 me in these proceedings. I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number: 27 28

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 25 of 40 Attorney: Address: Phone Number: Fax Number: (Signature) (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

1 IN THE UNITED STATES DISTRICT COURT . 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA. 4 Plaintiff. 5 WALKER RIVER PAIUTE TRIBE, IN EQUITY NO. C-125 6 Plaintiff-Intervenor. SUBFILE NO. C-125-B 7 V5. 8 WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 1. I hereby enter my appearance in this sub-proceeding in this case. 12 2. I am filing this document with the District Court at the following address: 13 Chief Deputy Clerk United States District Court for the 14 District of Nevada 400 South Virginia Street, Suite 301 15 Reno, Nevada 89501 16 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of 17 Summons, I am mailing a copy of this document to: 18 Susan L. Schneider Attorney for the United States of America 19 United States Department of Justice Environment & Natural Resources Division 20 P.O. Box 756 Littleton, Colorado 80160 21 I (or the entity on whose behalf I am acting) will retain all defenses or objections 4. 22 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 23 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent 25 me in these proceedings. I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number: 27 28

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 27 of 40

1	Attorney:		. 1		
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3	Address:				
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5	Phone Number:				
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SUSAN L. Schueider ATTORNEY FOR The United STATES of America United STATES DEPT of SUSTICE TRUROWMENT & NATURAL RESOURCES DIVISION P.O. BOX 156 LITTLE TON, COLORADO 80160

Servonal service: 10-26-06

Floyd & Georgia Sturtevant PO Box 753 Yerington NV 89447-0753

Case 3:73-cv-004-27-MMD-CSD Document 10 Filed 02/28/07 Page 29 of 40

Stock# 83126 (83126)

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 30 of 40

1								
2	FOR THE DISTRICT OF NEVADA							
3	UNITED STATES OF AMERICA,	<b>)</b>						
4	Plaintiff,							
5	WALKER RIVER PAIUTE TRIBE,	) IN EQUITY NO. C-125						
6	Plaintiff-Intervenor,	) SUBFILE NO. C-125-B						
7	vs.							
8 9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,							
10	NOTICE OF APPEARANCE AND IN	TENT TO PARTICIPATE						
11 12	1. I hereby enter my appearance in this su	b-proceeding in this case.						
	2. I am filing this document with the District Court at the following address:							
13	Chief Deputy Clerk							
15	400 South Virginia Street, Suite 301 Reno, Nevada 89501							
16	3. In the envelope provided for return of n	ny Waiver of Service of Notice in Lieu of						
17 18	Summons, I am mailing a copy of this document to:							
19	Susan L. Schneider Attorney for the United States of Ameri	ra .						
20	United States Department of Justice							
21	P.O. Box 756 Littleton, Colorado 80160							
22	4. I (or the entity on whose behalf I am acting) will retain all defenses or objections							
23	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect							
24	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.							
25	5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent							
36	me in these proceedings. I identify that attorney below	, along with his or her mailing address,						
27	telephone number, and facsimile number:							
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NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

Exhibit 150

# Case 3 73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 31 of 40

1	Attorney:	
2		
3	Address:	
4 5		
6	Phone Number:	
7	Fax Number:	. A . D1 1.
8		Georgia Strutewant
9.		(Signature)
10		
11		GEORGIA-STURTEVANT
12		(Printed or typed Name)
13		
14		
15		(Entity, if any, on whose behalf you are appearing)
16		oonar you are appearing)
17		
18		(Address)
19		(Telephone number)
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RENO NV 895

Floyd & Georgia Sturtevant PO Box 753 Yerington NV 89447-0753

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 33 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 15/06

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Signature Source of Sunning is:

Printed/Typed Name
If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

#### Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons or to the service of the Notice in of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 34 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

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- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
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Date: 7-13-06

Signature

Printed/Typed Name
If you are acting on behalf of any entity, identify that you are acting as:

(Corporate, Trust, Partnership or other entity)

#### Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 35 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

## TO: Susan L. Schneider, attorney for the United States of America

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Date: 09 - 19 -06

Signature
CMARLEY A. SWIRSKY
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: \_\_\_\_\_\_ of

(Title)

(Corporate, Trust, Partnership or other entity)

## Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 36 of 40

#### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: 09-19-06

Signature PAULA SWIRSKY

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 0<del>2/</del>28/07 Page 37 of 40

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Date: 9-70-06	Signature Jaylon	
	Printed/Typed Name	
	If you are acting on behalf of any entity, identify	that you are
	acting as: Eugher	of
	(Title)	
	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 38 of 40

### WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: 69-12-06

Signature

Thomas TentBlook

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

#### Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 39 of 40

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Date: 9/19/06

Signature

MARSHA. A. THIEME

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

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# Case 3:73-cv-00127-MMD-CSD Document 10 Filed 02/28/07 Page 40 of 40

1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA, 4 Plaintiff, 5 IN EQUITY NO. C-125 WALKER RIVER PAIUTE TRIBE. 6 SUBFILE NO. C-125-B Plaintiff-Intervenor, 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT. a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 I hereby enter my appearance in this sub-proceeding in this case. 1. 12 2. I am filing this document with the District Court at the following address: 13 Chief Deputy Clerk United States District Court for the 14 District of Nevada 400 South Virginia Street, Suite 301 15 Reno, Nevada 89501 16 In the envelope provided for return of my Waiver of Service of Notice in Lieu of 3. 17 Summons, I am mailing a copy of this document to: 18 Susan L. Schneider Attorney for the United States of America 19 United States Department of Justice Environment & Natural Resources Division 20 P.O. Box 756 Littleton, Colorado 80160 21 I (or the entity on whose behalf I am acting) will retain all defenses or objections 22 4 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 23 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent 25 me in these proceedings. I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number: 27 28 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2